

GENERAL ASSEMBLY OF NORTH CAROLINA

SESSION 1989

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SENATE BILL 76

Short Title: Juvenile Driving Privileges.

(Public)

Sponsors: Senators Basnight; and Cochrane.

Referred to: Judiciary I.

January 31, 1989

A BILL TO BE ENTITLED

AN ACT TO PROHIBIT THE ISSUANCE OF A DRIVERS LICENSE TO OR THE
SUSPENSION OF THE DRIVERS LICENSE OF A MINOR WHO HAS BEEN
CONVICTED OF DRUG OR ALCOHOL OFFENSES.

The General Assembly of North Carolina enacts:

Section 1. G.S. 20-11 is amended by adding a new subsection to read:

"(d)

(1) Whenever a person who is 16 years of age or younger, is convicted of any crime, violation, infraction, or other offense involving the possession, use, or abuse of alcohol or controlled substances or is determined by a juvenile court to have committed one of the described offenses, the clerk of the court in which the person is convicted shall prepare and send to the Division, within 72 hours of the conviction or determination, an order of denial of driving privileges for a period of at least one year for the person so convicted or determined.

(2) If a court has issued an order of denial of driving privileges under this subsection, the court upon petition of any person, may review the order and may withdraw the order at any time the court deems appropriate except:

a. A court may not withdraw an order for a period of six months following the effective date of suspension or denial of driving privilege under the order if it is the first order issued with respect to that person.

1 b. A court may not withdraw an order for
2 a period of one year following the effective date of the
3 suspension or denial of driving privilege under the
4 order if it is the second or subsequent order issued with
5 respect to that person.

6 (3) Upon receipt of an order issued under this subsection,
7 the Division shall code the minors name so that no drivers
8 license may be issued to that person during the time the order
9 is effective or the Division shall suspend the drivers license of
10 a minor who has been issued a drivers license for the time the
11 order is effective."

12 Sec. 2. This act shall become effective October 1, 1989.